

PATENT
Attorney Docket 79343

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kinigakis et al.
Appln. No.: 10/659,925
Filed: September 11, 2003
For: APPARATUS FOR
MANUFACTURING FLEXIBLE
PACKAGES HAVING SLIDE
CLOSURES
Group Art
Unit: 3721
Examiner: John Sipos

CERTIFICATE OF FACSIMILE

Date of Transmission AUG 03 2004
I hereby certify that this paper was transmitted via
facsimile to (703) 872-9306 and (703) 746-3254
under 37 CFR §1.10 on the date indicated above
and is addressed to the Commissioner for Patents,
P.O. Box 1450, Alexandria, VA 22313-1450.
Bruce R. Mansfield, Reg. No. 29,069
(Typed or printed name of person mailing)
[Signature]
(Signature of person mailing)

RECEIVED.
CENTRAL FAX CENTER

AUG 03 2004

OFFICIAL

TERMINAL DISCLAIMER

(VIA FACSIMILE 703-872-9306 and 703-746-3254)
Attention: Examiner John Sipos
Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Kraft Foods Holdings, Inc., the owner of the entire right, title and
Interest in and to above-captioned Application No. 10/659,925 ("the instant
application"), and of the entire right, title, and interest in and to a second pending
Application, No. 10/659,921 (Attorney Docket No. 79354, hereinafter "the second
application"), hereby disclaims, except as provided below, the terminal part of any
patent granted on the instant application that would extend beyond the expiration
date of the full statutory term of any patent granted on the second application, and
hereby agrees that any patent granted on the instant application shall be

348320

- 1 -

enforceable only for and during such period that it and any patent granted on the second application shall be commonly owned.

The owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term of any patent granted on the second application in the event that the latter patent expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole under 35 U.S.C. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term.

This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In accordance with the fee schedule set forth in 37 C.F.R. § 1.20(d), please charge \$110.00 to our Deposit Account No. 06-1135. This sheet is filed in triplicate.

The undersigned is an attorney of record in the instant application.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By:


Bruce R. Mansfield
Registration No. 29.086

AUG 03 2004

Date: _____

120 South LaSalle Street, Suite 1600
Chicago, Illinois 60603-4277
(312) 577-7000

348320

- 2 -